

DECLARATORY

Improvement Res. No. 1110-1963

For the Condemnation of right of way for sewer easement purposes across, through and under a portion of Lots #269 through #298 inclusive, of Waynedale Gardens Second Addition Extended, an Addition to the City of Fort Wayne, Indiana; and space at the northwest corner of Old Trail Road and Prairie Grove Drive, bounded on the south by Prairie Grove Drive, on the east by Old Trail Road, on the west by Waynedale Gardens Second Addition Extended, and on the north by a line parallel with and 300' north of the north line of Prairie Grove Drive.

Resolution Adopted:

August 19, 1963

Confirmed: as modified Sept. 26, 1963

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

Nov. 14, 1963



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B.O. 160-'63

Sewer 718

Nunc Pro Tunc 46-4-10

DECLARATORY RESOLUTION NO. 1110-1963

For the condemnation of right of way for sewer easement purposes across, through and under a portion of Lots #269 through #298 inclusive, of Waynedale Gardens Second Addition, an Addition to the City of Fort Wayne, Indiana; and space at the northwest corner of Old Trail Road and Prairie Grove Drive, bounded on the south by Prairie Grove Drive, on the east by Old Trail Road, on the west by Waynedale Gardens Second Addition and Waynedale Gardens Second Addition Extended, and on the north by a line parallel with and 300 feet north of the north line of Prairie Grove Drive.

9/26/63 MODIFIED see other side of page

PLANS ORDERED:

ADOPTED: August 19, 1963

ADVERTISE NOTICE TO PROPERTY OWNERS: August 22 & 29, 1963

HEARING ON CONFIRMATION: Thurs., Sept. 12, 1963 3:30 p.m.
Continued to Sept. 26, 1963 3:30 p. m.

CONFIRMED: as Modified Sept. 26, 1963

ASSESSMENT ROLL ORDERED: Sept. 26, 1963

ASSESSMENT ROLL APPROVED: Oct. 28, 1963

HEARING ON CONFIRMATION
OF ASSESSMENT ROLL: Thurs., Nov. 14, 1963, 3:30 p. m.

NOTICE SERVED: Nov. 1, 1963

ASSESSMENT ROLL CONFIRMED: Nov. 14, 1963

MODIFIED as follows:

For the condemnation of right of way for sewer
easement purposes across, through and under a
portion of Lots #269 through #298 inclusive, of
Waynedale Gardens Second Addition, an Addition to
the City of Fort Wayne, Indiana.

DECLARATORY RESOLUTION NO. **1110** 1963

For the condemnation of right of way for sewer easement purposes across, through and under a portion of Lots #269 through #298 inclusive, of Waynedale Gardens Second Addition, an Addition to the City of Fort Wayne, Indiana.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn right of way for sewer easement purposes across, through and under a portion of Lots #269 through #298 inclusive, of Waynedale Gardens Second Addition, an Addition to the City of Fort Wayne, Indiana; more particularly described as follows:

The North 8 feet of Lots #269 through #298 inclusive, of Waynedale Gardens Second Addition,

All as shown by a plan of such proposed Condemnation of right of way for sewer purposes as described above, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Condemnation of right of way for sewer purposes shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Condemnation of right of way for sewer purposes is described as follows: Lots #269 through #298 inclusive, of Waynedale Gardens Second Addition, an Addition to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

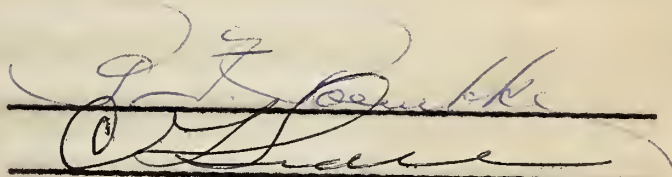
Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.


All streets, lots and land affected by the above described condemnation are situated in the Northeast Quarter of Section No. 28, Township 30 North, Range 12 East and lie fully within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS _____ DAY OF _____, 1963.

ATTEST;

CLERK





BOARD OF PUBLIC WORKS

For the condemnation of right of way for sewer easement purposes across, through and under a portion of Lots #269 through #298 inclusive, of Waynedale Gardens Second Addition, an Addition to the City of Fort Wayne, Indiana; and space at the Northwest corner of Old Trail Road and Prairie Grove Drive, bounded on the South by Prairie Grove Drive, on the East by Old Trail Road, on the West by Waynedale Gardens Second Addition and Waynedale Gardens Second Addition Extended, and on the North by a line parallel with and 300 feet North of the North line of Prairie Grove Drive.

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The North 8 feet of Lots #269 through #298 inclusive, of Waynedale Gardens Second Addition,

Also an easement 14 feet in width, 7 feet on each side of the following described centerline: Beginning at the Northeast corner of Lot #298 Waynedale Gardens Second Addition; thence Easterly on a line with a deflection to the South of 2 degrees, 57 minutes with the North line of Lots #296, 297 and 298 of Waynedale Gardens Second Addition a distance of 378.7 feet to the centerline of Old Trail Road, said point being 175 ± feet North of the centerline of Prairie Grove Drive.

All as shown by a plan of such proposed Condemnation of right of way for sewer purposes as described above, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

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ADOPTED THIS 19th DAY OF August, 1963.

ATTEST:

James M. Graw
Clerk

Edward
BOARD OF PUBLIC WORKS

DECLARATORY RESOLUTION NO. **1110** 1963

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The North 3 feet of Lots #269 through #298 inclusive, of Wayndeale Gardens Second Addition Extended,

Also an easement 14 feet in width, 7 feet on each side of the following described centerline: Beginning at the Northeast corner of Lot #298 Waynedale Gardens Second Addition Extended; thence Easterly on a line with a deflection to the South of 2 degrees, 57 minutes with the North line of Lots #296, 297 and 298 of Waynedale Gardens Second Addition Extended a distance of 378.7 feet to the centerline of Old Trail Road, said point being 175 ± feet North of the centerline of Prairie Grove Drive.

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All streets, lots and land affected by the above described condemnation are situated in the Northeast Quarter of Section No. 28, Township 30 North, Range 12 East and lie fully within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 19 DAY OF August, 1963.

ATTEST:

Clerk

Richard
Board of Public Works

ENGINEERING
DEPT. OF STREETS

DATE August 15, 1963

NOTED

TO: Board of Public Works

☐ P.E.R.

SUBJECT: Declaratory Resolution No. 1110-1963

B.O. 160-63

☐ C.L.S.

☐ B.W.

Date _____

The Sewer Engineering Department has prepared the attached Declaratory Resolution, which provides for the condemnation of right of way for sewer easement purposes between Broadripple Drive and Prairie Grove Drive from Old Trail Road to Bradbury Avenue. This easement is needed in connection with Local Sewer Resolution No. 718-1963.

Please advise what board order number is assigned to this project. Drawing and property ownership list are also attached.

Edward Green
Edward Green
City Engineer

DEB:is
attachs.

cc: Mayor Paul M. Burns

BOARD OF PUBLIC WORKS

AUG 16 1963

NOTICE OF IMPROVEMENT

OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, August 30, 1963

1110

To.....

.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did
Declaratory
pass Improvement/Resolution No. 1110-1963
providing for the Condemnation of right of way for sewer easement purposes in connection
with Local Sewer Resolution No. 718-1963.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the detailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

The Board has fixed..... Thursday, Sept., 12, 1963 at 3:30 pm.
a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by the proposed improvement.

You are hereby notified that

Waynedale Gardens 2nd Add. Ext.

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

City of Fort Wayne



ENGINEERING DEPARTMENT

425 SOUTH CALHOUN STREET

2-8-23
NOTED

☐ P.E.R.

☐ C.L.S.

☐ FORT WAYNE, INDIANA

Date _____

August 21, 1963

Board of Public Works
City Hall

Subject: Prairie Grove - Sanitary Sewer Res. 718-1963

Gentlemen:

On the recent Declaratory Resolution No. 1110-1963 for condemnation of the easement for the above mentioned sanitary sewer, an error was made in the name of the Addition.

I would like for you to make a Nunc Pro Tunc entry to amend this. Please substitute the attached Declaratory Resolution.

Yours truly,

A handwritten signature in blue ink, appearing to read "P.S. Sidney-Smith".

P.S. Sidney-Smith
Chief Sewer Engineer

is

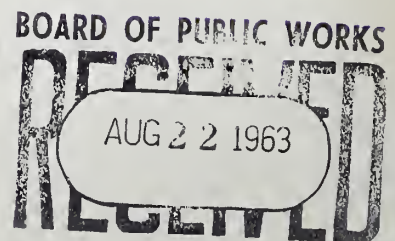
cc: Mayor Burns
Mr. Edward Green

Approved by:

A handwritten signature in black ink, appearing to read "Edward Green".

Edward Green - Chief Engineer, City Utilities

19 day of Aug.



October 30, 1963

Sheriff of Marion County
City-County Building
Indianapolis, Indiana

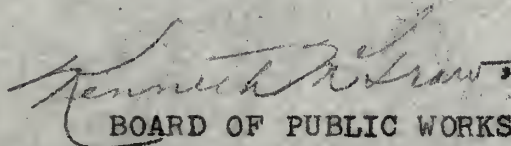
Dear Sir:

SUBJECT: Dec. Res. No. 1110-1963

Enclosed is Notice of Assessment of Benefits or Award
of Damages against H. L. & R. M. Warner, 6647 S. Oxford,
Indianapolis, Indiana.

Please serve the original of this Notice and make
return to us of the copy along with bill for this service.

Very truly yours,

 Clerk
BOARD OF PUBLIC WORKS

KM:ms

enc.

cc: Mayor Burns

Res. 1110-1963

October 29, 1963

Sheriff of Marion County
City-County Building
Indianapolis, Indiana

Dear Sir:

Enclosed is Notice of Assessment of Benefits or Award
of Damages against Albert Cecil Marthin, 3312 N. Butler
Avenue, Indianapolis, Indiana.

Please serve the original of this Notice and make
return to us of the copy along with bill for this service.

Very truly yours,

James M. Brown, Clerk
BOARD OF PUBLIC WORKS

KM:ms

enc.

cc: Mayor Burns

New 1110-1763

NOTED

☐ P.F.R.
☒ C.L.S.
☒ B.W.

October 29, 1963

Date _____

Sheriff of Marion County
City-County Building
Indianapolis, Indiana

Dear Sir:

Enclosed is Notice of Assessment of Benefits or Award
of Damages against Albert Cecil Marthin, 3312 N. Butler
Avenue, Indianapolis, Indiana.

Please serve the original of this Notice and make
return to us of the copy along with bill for this service.

Very truly yours,

Thurston, Clerk
BOARD OF PUBLIC WORKS

KM:ms

enc.

cc: Mayor Burns

JB

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

46-72-2

B.O. 160-'63

Date Sept. 26, 1963

To City Engineer

Subject Dec. 1110-1963 sewer easement

Prepare Assessment Roll for Benefits \$1.00 and Damages \$1.00.

Paul F. Roembke
C. L. Sidle
Berkeley Ward
BOARD OF PUBLIC WORKS

ic
attach Res. & P. O. List
cc: Mayor Burns

Signed _____

Reply:

October 23, 1963

Assessment Roll of Benefits and Damages completed and attached.

NOTED
☐ P.F.R.
☐ C.L.S.
☐ B.W.

Date _____

Edward Green
Edward Green
City Engineer

DEB:is
attachs.

BOARD OF PUBLIC WORKS
RECEIVED
OCT 24 1963

Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

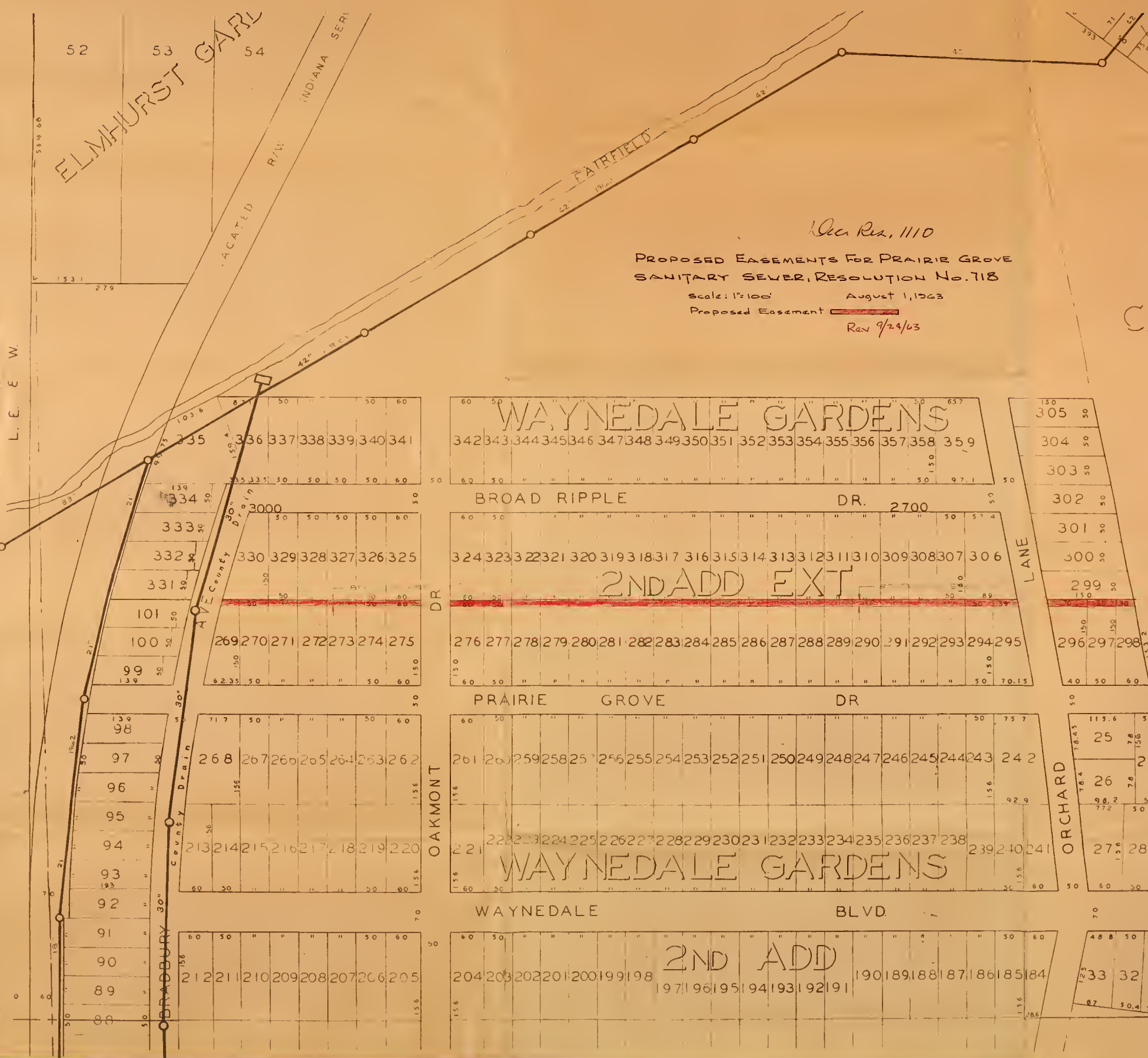
ELMHURST GARDEN

L. E. E. W.

PROPOSED EASEMENTS FOR PRAIRIE GROVE
SANITARY SEWER, RESOLUTION No. 718

Scale: 1"=100'
August 1, 1963
Proposed Easement
Rev 9/24/63

1000 Res. 1110



MANHOLE
CATCH BASIN
NEW YORK
SEWER
MAN

CITY OF FORT WAYNE ENGINEERING DEPARTMENT
SEWER DIVISION
425 SO CALHOUN STREET
FORT WAYNE, IND.

N.E. 1/4 Sec
NO 28
WAYNE
TOWNSHIP

MAP No
1-23

CEMETERY

D RIPPLE DR. 2700

RIE GROVE DR

NEDALE BLVD.

02201200199198 2ND ADD 90189188187186
197196195194193192191

115.6	50	50	60	150
78.45	25	38	156	21
78.4	26	78	24	23
98.2	50	59	22	50.9
77.2	50	50	50	50.9
156	27	28	29	30
100	17	18	140	51.15
116.7	71.59	80	51.15	51.15

ORCHARD

OLD

A hand-drawn map of a rectangular plot, divided into several sections. The plot is oriented horizontally. The top edge is labeled with '488', '50', '50', '75', and '88'. The bottom edge is labeled with '67', '50.4', '50.4', '41.5', and '14'. The left edge is labeled with '123' and '33'. The right edge is labeled with '15', '114.59', and '160'. The plot is divided into sections by lines. The top section is divided into five parts. The bottom section is divided into five parts. The right side of the plot is divided into three parts. The left side of the plot is divided into two parts. The plot is surrounded by a boundary line. The plot is labeled with '123' and '160'.

This is a detailed plat map of Liberty Gardens, showing lots 1 through 16. The map includes a 'S. BOUNDARY LINE' and a 'RICHARDSVILLE 50 FT RESERVE'. A 'TRAIL' is shown on the left, and a 'RD.' is at the top. A 'NEW DR.' is at the bottom. Lot dimensions are provided in feet. The map is oriented with North at the top.

Lot Dimensions (Feet):

- Lot 1: 140 x 140
- Lot 2: 140 x 140
- Lot 3: 140 x 140
- Lot 4: 140 x 140
- Lot 5: 140 x 140
- Lot 6: 140 x 140
- Lot 7: 140 x 140
- Lot 8: 140 x 140
- Lot 9: 140 x 140
- Lot 10: 140 x 140
- Lot 11: 140 x 140
- Lot 12: 140 x 140
- Lot 13: 140 x 140
- Lot 14: 140 x 140
- Lot 15: 140 x 140
- Lot 16: 140 x 140

Other Features:

- TRAIL:** Located on the left side of the map.
- RD.:** Located at the top of the map.
- S. BOUNDARY LINE:** A line running diagonally across the map.
- RICHARDSVILLE 50 FT RESERVE:** A reserve area located along the boundary line.
- NEW DR.:** A new driveway located at the bottom of the map.

Improvement Resolution No. 1110-1963 For THE CONSERVATION OF RIGHT OF WAY FOR SEWER EASEMENT
PURPOSES IN CONNECTION WITH LOCAL SEWER RESOLUTION No. 718-1963. (WAYNE DALE GARDENS 2ND ADD. EXT.)

	OWNER'S NAME	ADDRESS	R. P. O.	NUMBER OF			DESCRIPTION
				LOT	BLOCK	O. L.	
17							
1	BROTHERHOOD MUTUAL LIFE INSUR. CO.	3000 Vincennes Blvd		269			WAYNE DALE GARDENS 2ND ADD. EXT.
2	"	"		270			"
3	HXT, C.A. & T.C.	1/2 C.E. Harrison 221 Beale Bldg		271			"
4	"	"		272			"
5	MARTIN, ALBERT CECIL	3004 Prairie Grove Dr		273			"
6	"	"		274			"
7	"	"		275			"
8	BURROFF, FLOYD & E.	2826 "		276			"
9	"	"		277			"
10	FRANCIS, NOAH & HILMA	2820 "		278			"
11	"	"		279			"
12	CARPENTER, P.	343 " Sandrift		280			"
13	"	"		281			"
14	"	"		282			"
15	"	"		283			"
16	"	"		284			"
17	JOHNSON, GORDON E. & B.	2804 Prairie Grove Dr		285			"
18	STILES, ALF. G. & A.E.	2804 "		286			"
19	RESSLER, SAMUEL T. JR. & MARGARET ANN	2802 "		287			"
20	REIGNER, EDW. W. (ETAL)	6419 Old Trail Rd		288			"
21	"	"		289			"
22	FERRAI, O.C. & D.L.	1/2 P.A. Hatcher 4412 Wilbur Dr		290			"
23	"	"		291			"
24	"	"		292			"
25	FENTON, E.H. & L.	2706 Prairie Grove		293			"
26	FENTON, E.H. & L.	"		294			"
27	WARNER, H.L. & R.M.	6647 S. 4th Indianapolis, Ind		295			"
28	CARNEY, STANLEY A. & LEANINE A.	2416 S. Maryland St		296			"
29	"	2606 Prairie Dr		297			"
30	TIPTON, JOHN T. & E.M.	2602 Prairie Grove		298			"
31	TIPTON, JOHN T. & ERTIS M.	"					SPACE - No. OF PRAIRIE GROVE DR & E. OF ORCHARD LN. N.E. 1/4 SEC. 28-30-12 E.
32							
33							
34							
35							
36							
37	PRAIRIE GROVE CEMETARY	4 1/2 miles N. Vincennes 7710 - about center rd					SPACE - N.E. OF WAYNE DALE GARDENS 2ND ADD. EXT. N.E. 1/4 SEC. 28-30-12 E.
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61	NOTICES MAILED OR SERVED						
62	August 30, 1963						
63	By <u>Byrl Rehling</u>						
64	N. J. P.O.						
65							
TOTAL							

1110

ALINE PRO TUNE